

Message Text

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67

ORIGIN L-02

INFO OCT-01 ISO-00 TRSE-00 JUSE-00 SEC-01 EUR-12 SCA-01

CIAE-00 INR-07 NSAE-00 RSC-01 /025 R

DRAFTED BY L/SCA:HRGAITHER:EDD

APPROVED BY L/M:KEMALMBORG

TREASURY - MR. J. CLAWSON (INFO)

JUSTICE - MR. J. KEENEY

SEC - MR. I. PEARCE

EUR/CE - MR. B. FLATIN

----- 054125

R 061345Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY BERN

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E.O. 11652: N/A

TAGS: PFOR, CFED (JUDICIAL ASSISTANCE TREATY), SZ

SUBJECT: U.S.-SWISS TREATY ON MUTUAL ASSISTANCE.

1. U.S. AGENCIES REPRESENTED ON DELEGATION NEGOTIATING TREATY (STATE, TREASURY, JUSTICE AND SEC) HAVE COMPLETED REVIEW OF SWISS IMPLEMENTING LEGISLATION. REQUEST EMBASSY MAKE FOLLOWING INQUIRIES AT WHATEVER LEVEL DEEMED APPROPRIATE IN ORDER TO OBTAIN CLARIFICATION OF FOLLOWING:

(A) PLEASE OBTAIN BASIS IN TREATY FOR ARTICLE 25 OF IMPLEMENTING LEGISLATION. U.S. SIDE HAD UNDERSTOOD A DEFENDANT IN AN AMERICAN PROCEEDING COULD BE INTERROGATED IF HE VOLUNTARILY AGREED TO DO SO.

(B) PLEASE OBTAIN BASIS IN TREATY FOR ARTICLE 26:2 OF IMPLEMENTING LEGISLATION. U.S. SIDE HAD ASSUMED THAT AN AFFIRMATION WAS ACCEPTABLE IN ALL STATES AND
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CANTONS. IS THIS NOT CORRECT?

2. DEPARTMENT NOW PREPARING TRANSMITTAL LETTERS TO PRESIDENT AND SENATE. LETTERS WILL BE HELD UNTIL RESPONSES TO ABOVE QUESTIONS RECEIVED; CONSEQUENTLY, WOULD APPRECIATE EARLY RESPONSE. KISSINGER

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Message Attributes

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Disposition Approved on Date:
Disposition Authority: SmithRJ
Disposition Case Number: n/a
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